

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 5591
Michael Turner; Turner for Congress)
and Michael Berning, in his official)
capacity as treasurer; The Montgomery)
County Republican Party)

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on July 11, 2006, do hereby certify that the Commission decided by a vote of 5-0 to take the following actions in MUR 5591:

1. Find no reason to believe that Turner for Congress and Michael Berning, in his official capacity as treasurer, violated 2 U.S.C. §§ 441a, 441b, or 434(b).
2. Find no reason to believe that Michael Turner violated the Federal Election Campaign Act of 1971, as amended, or the Commission's regulations.
3. Take no action against the Montgomery County Republican Party and dismiss the matter as to this respondent on the basis of prosecutorial discretion as outlined in Heckler v. Chaney, 470 U.S. 821 (1985).
4. Close the file.
5. Approve the appropriate letters.

Commissioners Lenhard, Toner, von Spakovsky, Walther, and Weintraub voted affirmatively for the decision. Commissioner Mason did not vote.

Attest:

July 12, 2006
Date

Darlene Harris
Darlene Harris
Deputy Secretary of the Commission

26044151379